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14 **UNITED STATES DISTRICT COURT**
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16 **NORTHERN DISTRICT OF CALIFORNIA**
17
18 **SAN FRANCISCO DIVISION**

19
20 **IN RE GOOGLE PLAY STORE**
21 **ANTITRUST LITIGATION**

22 THIS DOCUMENT RELATES TO:

23 *Epic Games Inc. v. Google LLC et al.*,
24 Case No. 3:20-cv-05671-JD

25 *In re Google Play Consumer Antitrust*
26 *Litigation*, Case No. 3:20-cv-05761-JD

27 *State of Utah et al. v. Google LLC et al.*,
28 Case No. 3:21-cv-05227-JD

1
2 *Match Group, LLC et al. v. Google LLC et al.*,
3 Case No. 3:22-cv-02746-JD

4 Case No. 3:21-md-02981-JD

5
6 **URGENT JOINT STIPULATION**
7 **REGARDING THE PARTIES' JOINT**
8 **PROPOSED SCHEDULE**

9 Judge: Hon. James Donato

In light of an urgent scheduling matter, all parties jointly submit this stipulation to extend the deadlines for merits expert discovery and *Daubert* and dispositive motions. The current deadlines for these events immediately follow the January 12, 2023 case management conference regarding the case schedule. The expert deposition period is currently set to run from December 23 through January 13. Absent relief, the parties would need to schedule and conduct 18 expert depositions within the next three weeks and over the holidays, while also preparing for the January 12, 2023 evidentiary hearing regarding Google’s electronic chat data. The current stipulation seeks to relieve the parties of the need to conduct these depositions pending the Court’s decision on a revised schedule. The parties therefore respectfully request this immediate modest relief, while looking forward to discussing the overall case schedule during the upcoming January 12, 2023 status conference as the Court ordered yesterday (MDL Dkt. No. 398).

* * *

WHEREAS, pursuant to the Court's November 15, 2022 Order directing the parties to file a joint proposed amended scheduling order (MDL Dkt. No. 374), the parties submitted a Joint Proposed Schedule on December 13, 2022. (MDL Dkt. No. 392.)

WHEREAS, on December 22, 2022, the parties filed a Proposed Order Granting the Parties' Joint Proposed Stipulation. (MDL Dkt. No. 396.)

WHEREAS, on December 22, 2022, the Court entered an order setting a status conference for January 12, 2023 at 1:30 p.m. regarding the case schedule. (MDL Dkt. No. 398.)

WHEREAS, under the operative scheduling order, the deadline for merits expert discovery is January 13, 2023 and the deadline to file dispositive and *Daubert* motions, if any, is January 17, 2023. (MDL Dkt. No. 338.)

WHEREAS, while uncertainty in the upcoming deadlines for merits expert discovery and dispositive and *Daubert* motions remains, absent further relief from the Court the parties must prepare on the assumption that 18 expert depositions and the evidentiary hearing will occur in the first two weeks of January, significantly impacting the December and January schedules for counsel and experts.

1 WHEREAS, the parties met and conferred on December 22, 2022 and agreed, pending
 2 discussions with the Court on January 12 and any further orders on scheduling, to extend these
 3 deadlines on an interim basis to February 3, 2023 and February 7, 2023, respectively, to alleviate
 4 uncertainty until the full scheduling order can be resolved at the status conference.

5 THEREFORE, the parties hereby stipulate and agree to the following schedule
 6 modifications in advance of the January 12, 2023 status conference.

Event	Current Deadline (MDL Dkt. No. 338)	Stipulated Interim Deadline
Merits experts discovery cut-off	January 13, 2023	February 3, 2023
Last day to file dispositive and <i>Daubert</i> motions if any	January 17, 2023	February 7, 2023

11 Dated: December 23, 2022

12 CRAVATH, SWAINE & MOORE LLP

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24 Respectfully submitted,

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27 *Counsel for Plaintiff Epic Games, Inc.*

1 Dated: December 23 2022

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E-FILING ATTESTATION

I, Sarah G. Boyce, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in this filing.

/s/ Sarah G. Boyce
Sarah G. Boyce